

The Hon. James. L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CALIFORNIA EXPANDED METAL
PRODUCTS COMPANY, a California
corporation; and CLARKWESTERN
DIETRICH BUILDING SYSTEMS LLC, dba
CLARKDIETRICH BUILDING SYSTEMS, an
Ohio limited liability company

Plaintiffs,

JAMES A. KLEIN, an individual;
BLAZEFRAKE INDUSTRIES, LTD, a
Washington Company, and SAFTI-SEAL,
INC., a Washington company,

Defendants.

Case No. 2:18-cv-00659-JLR

**STIPULATED MOTION AND
[PROPOSED] ORDER TO
EXTEND DISCOVERY CUT-OFF
FOR EXPERT WITNESS
DEPOSITION**

NOTE ON MOTION CALENDAR:
July 29, 2019

Pursuant to Local Civil Rule 16(b)(5), and subject to the Court's approval, Plaintiffs California Expanded Metal Products Company ("CEMCO") and Clarkwestern Dietrich Building Systems LLC, d.b.a. ClarkDietrich Building Systems ("ClarkDietrich") (collectively "Plaintiffs"), and Defendants James A. Klein, BlazeFrame Industries, Ltd., and Safti-Seal, Inc. (collectively, "Defendants"), by and through their counsel of record, move the Court to extend Discovery cut-off to take a single expert witness deposition after the current discovery cut-off date of **July 29, 2019**.

131697.0001/7737528.2

Motion And [Proposed] Order To Extend Discovery
Cut-Off - 1
Case No. 2:15-cv-01096-JLR

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The Hon. James. L. Robart

1 If granted, the requested extension will *not* affect any other deadline set by the Court. Good cause
2 exists for the extension as follows.

3 **STIPULATED MOTION TO EXTEND DISCOVERY CUT-OFF**

4 Under the Court's current scheduling order, discovery is set to close today, July 29, 2019.
5 The deposition of Defendants' expert witness, Dan Lindsay, was set to occur on July 29, 2019.
6 Unfortunately, Mr. Lindsay became ill and informed the parties by email on Sunday, July 28, 2019,
7 that he would not be available to be deposed as scheduled. *See* July 29, 2019, Bageant Decl. Exh.
8 A. To allow Mr. Lindsay to recover from his illness, the parties agreed, subject to the Court's
9 approval, to reschedule the deposition to August 1, 2019, in Houston, Texas. Thus, subject to the
10 Court's approval, the Parties have stipulated to extending the deadlines for discovery to take Mr.
11 Lindsay's deposition until August 1, 2019.
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13 The requested extension will not affect the other dates in the case. The trial scheduled at
14 the end of the year will also not be affected. Therefore, based on the foregoing, the parties
15 respectfully request that the Court GRANT this stipulated motion.

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20 Respectfully submitted,
21 TROJAN LAW OFFICES
22 by
23

24 July 29, 2019

25 /s/ R. Joseph Trojan
26 R. Joseph Trojan (*pro hac vice*)
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28 Beverly Hills, CA
Attorney for Plaintiff,
CALIFORNIA EXPANDED METAL PRODUCTS
COMPANY

29 131697.0001/7737528.2

30 Motion And [Proposed] Order To Extend Discovery
31 Cut-Off - 2
32 Case No. 2:15-cv-01096-JLR

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The Hon. James. L. Robart

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2 July 29, 2019

/s/ Brian G. Bodine
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8 Attorney for Plaintiff,
9 CALIFORNIA EXPANDED METAL PRODUCTS
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12 July 29, 2019

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18 Attorney for Plaintiff,
19 CLARKWESTERN DIETRICH BUILDING
20 SYSTEMS LLC

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22 July 29, 2019

/s/ Robert J. Carlson
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29 CLARKWESTERN DIETRICH BUILDING
30 SYSTEMS LLC

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32 July 29, 2019

/s/ Patrick C. Bageant
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45 131697.0001/7737528.2

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47 Motion And Proposed Order To Extend Discovery
48 Cut-Off - 3
49 Case No. 2:15-cv-01096-JLR

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The Hon. James. L. Robart

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10 Attorneys for Defendants.

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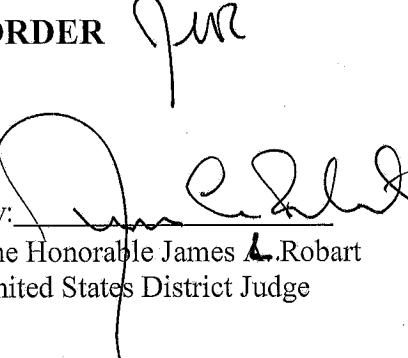
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~~PROPOSED~~ ORDER *JMR*

IT IS SO ORDERED

Dated: 30 July 2019

By: 
The Honorable James L. Robart
United States District Judge

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Motion And ~~Proposed~~ Order To Extend Discovery
Cut-Off - 4
Case No. 2:15-cv-01096-JLR

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2 **CERTIFICATE OF SERVICE**

3 I hereby certify that on July 29, 2019, I filed the foregoing document with the above-
4 captioned court's CM/ECF system, which will cause it to be served electronically upon all counsel
of record:

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28 Motion And Order To Extend Discovery Cut-Off - 6
Case No. 2:15-cv-01096-JLR

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